

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS  
AGENDA ITEM TRANSMITTAL**

<b>(1) DEPARTMENT</b> Planning and Building	<b>(2) MEETING DATE</b> 9/1/2015	<b>(3) CONTACT/PHONE</b> Stephanie Fuhs, Planner/(805)781-5721	
<b>(4) SUBJECT</b> Request to authorize the Use of Alternative Publication Procedures for Title 19 Building Code Amendments (Small Residential Rooftop Solar Energy Systems). All Districts.			
<b>(5) RECOMMENDED ACTION</b> It is recommended that the Board: <ol style="list-style-type: none"> <li>1. Authorize that a display advertisement of one-quarter page be published in a newspaper of general circulation in the County on or before September 11, 2015, indicating the general nature of the proposed Ordinance Amendment that will be considered on September 22, 2015, can act as the alternative publication.</li> <li>2. Authorize that a one-quarter page display advertisement be placed in a newspaper of general circulation within 15 days after adoption of the proposed amendments by your Board.</li> </ol>			
<b>(6) FUNDING SOURCE(S)</b> Current Budget	<b>(7) CURRENT YEAR FINANCIAL IMPACT</b> \$0.00	<b>(8) ANNUAL FINANCIAL IMPACT</b> \$0.00	<b>(9) BUDGETED?</b> Yes
<b>(10) AGENDA PLACEMENT</b> <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation <input type="checkbox"/> Hearing (Time Est. ____ ) <input type="checkbox"/> Board Business (Time Est. ____ )			
<b>(11) EXECUTED DOCUMENTS</b> <input type="checkbox"/> Resolutions <input type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input checked="" type="checkbox"/> N/A			
<b>(12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR)</b> N/A		<b>(13) BUDGET ADJUSTMENT REQUIRED?</b> BAR ID Number: <input type="checkbox"/> 4/5 Vote Required <input checked="" type="checkbox"/> N/A	
<b>(14) LOCATION MAP</b> N/A	<b>(15) BUSINESS IMPACT STATEMENT?</b> No	<b>(16) AGENDA ITEM HISTORY</b> <input checked="" type="checkbox"/> N/A    Date: _____	
<b>(17) ADMINISTRATIVE OFFICE REVIEW</b> Lisa Howe			
<b>(18) SUPERVISOR DISTRICT(S)</b> All Districts			

# County of San Luis Obispo



TO: Board of Supervisors

FROM: Planning and Building / Stephanie Fuhs, Planner

VIA: Ellen Carrol, Planning Manager/Environmental Coordinator

DATE: 9/1/2015

SUBJECT: Request to authorize the Use of Alternative Publication Procedures for Title 19 Building Code Amendments (Small Residential Rooftop Solar Energy Systems). All Districts.

## **RECOMMENDATION**

It is recommended that the Board:

1. Authorize that a display advertisement of one-quarter page be published in a newspaper of general circulation in the County on or before September 11, 2015, indicating the general nature of the proposed Ordinance Amendment that will be considered on September 22, 2015, can act as the alternative publication.
2. Authorize that a one-quarter page display advertisement be placed in a newspaper of general circulation within 15 days after adoption of the proposed amendments by your Board.

## **DISCUSSION**

On September 22, 2015, your Board will hold a public hearing for the following amendment:

1. A request by the COUNTY OF SAN LUIS OBISPO to amend Title 19 of the San Luis Obispo County Code by adding a new Chapter 9 entitled "Solar" which adds provisions for expedited permitting procedures for small residential rooftop solar energy systems.

County File Number: **LRP2015-00002**  
Assessor Parcel Number(s): County-wide  
Supervisory District: All

The California Government Code, Section 25124, establishes specific publication requirements for ordinance amendments. Your Board can order that a display advertisement be published in a newspaper of general circulation in the county prior to the public hearing and that a display ad be placed in a newspaper of general circulation following action on the amendments.

## **Staff Comments**

The California Government Code establishes specific publication requirements for ordinance amendments, and offers two cost-saving alternatives to publishing the complete text of an adopted ordinance after its passage (which has historically been the most commonly-used method). The alternatives include either publishing a summary of the proposed amendments; or, where the official responsible for the ordinance determines that a summary would not be effective, and with the consent of

your Board, a simple display ad can be published in a local newspaper noting the hearing date, brief project description and passage of the ordinance, where it can be obtained, and how your Board voted on its adoption.

Therefore, in accordance with Section 25124 of the California Government Code, staff is requesting that your Board order that a display advertisement of a one-quarter page be published in a newspaper of general circulation in the county, indicating the general nature of the proposed Land Use Ordinance amendments to be considered. In addition, it is requested that your Board direct that a one-quarter page display advertisement be placed in a newspaper of general circulation within 15 days after adoption of the proposed amendments.

Because publication of a display advertisement provides clear public notice and would cost substantially less than the full text of the adopted amendments, and because the diversity of topics covered in the amendments does not enable a meaningful summary, your favorable consideration on this matter is appreciated.

#### **OTHER AGENCY INVOLVEMENT/IMPACT**

The County Clerk-Recorder's office will be responsible for publishing the notice prior to the hearing and the summary ad following adoption of the ordinance.

#### **FINANCIAL CONSIDERATIONS**

The average cost of publishing two quarter page display advertisements is approximately \$900. Printing the complete text of all of the amendments contained in this Ordinance Amendment would cost more than printing the two display ads. In general, if an ordinance is more than five pages, using a display ad is more cost efficient while still providing clear information about the ordinance. The full wording of the ordinance can be reviewed at the Planning and Building Department.

One ad is published prior to the hearing and the second ad, or "summary" ad, is published following the decision which summarizes the decision made by the Board. This summary ad provides disclosure to the public that amendments were approved, but does not require that the entire amendment text be published, thereby saving the cost of publishing the amendments in their entirety.

#### **RESULTS**

Advertising of the amendments will allow public hearings to occur in conformance with the Government Code and will cost substantially less than publishing the full text of the adopted amendments. This is consistent with the County goal of promoting a prosperous and well governed community.